

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X

DAVOR SURAC.,  
Debtor/ Appellant

v.

Cavalry Portfolio Services, LLC,  
Appellee

-----X

**AMENDED  
NOTICE OF APPEAL**

Index No. 1:08-cv-00671-BMC-JMA

PLEASE TAKE NOTICE that DAVOR SURAC , by and through his attorney, Law Office of Joshua N. Bleichman, appeals to the United States Court of Appeals for the Second Circuit from the Order of Judge Brian M. Cogan dated 05/11/2009 and from each and every part thereof.

This appeal is made pursuant to Federal Rules of Appellate Procedure and Rule 3(b).

In accordance with Rule 12(b) of the Federal Rules of Appellate Procedure, the name of the other parties to the Order and their respective attorneys of record are listed below.

<u>Parties</u>	<u>Attorneys</u>
DAVOR SURAC	Joshua N. Bleichman 268 Route 59 Spring Valley, NY 10977 (845) 425-2510
Cavalry Portfolio Services, LLC	Arthur Sanders Mel Harris & Associates LLC 5 Hanover Square, 8th Floor New York , NY 10004 (212) 660-1050  Christian K. Parker Cavalry Portfolio Services, LLC Seven Skyline Drive Third Floor Hawthorne , NY 10532 914-347-3440 ext. 13498

Dated: May 21, 2009

Spring Valley, NY 10977

/s/ Joshua N. Bleichman

Law Office of Joshua N. Bleichman,  
268 West Route 59  
Spring Valley, NY 10977  
(845) 425-2510

CERTIFICATE OF SERVICE

I, Joshua N. Bleichman, affirm under the penalties of perjury that I am not a party to this action and I am over the age of 18 years old. I have offices at 268 West Route 529, Spring Valley, NY 10977. I served the within Notice of Appeal together with the Order appealed and APPELLANT'S DESIGNATION OF RECORD AND STATEMENT OF ISSUES May 21, 2009 by depositing a true copy thereof in a post-paid wrapper, placing it in an official depository under the exclusive care and custody of the US Postal Service within the State of New York, first class mail, addressed to:

Arthur Sanders  
Mel Harris & Associates LLC  
5 Hanover Square, 8th Floor  
New York, NY 10004

Christian K. Parker  
Cavalry Portfolio Services, LLC  
Seven Skyline Drive  
Third Floor  
Hawthorne, NY 10532

Dated: May 21, 2009  
Spring Valley, NY 10977

/s/ Joshua N. Bleichman

Law Office of Joshua N. Bleichman,  
268 West Route 59  
Spring Valley, NY 10977  
(845) 425-2510

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X

DAVOR SURAC .,

Debtor/ Appellant

v.

Cavalry Portfolio Services, LLC ,

Appellee

Index No. 1:08-cv-00671-BMC-JMA

-----X

**APPELLANT'S AMENDED DESIGNATION OF RECORD AND STATEMENT OF  
ISSUES  
PURSUANT TO APPELLATE RULE 10(a)**

Appellant having filed a notice of appeal dated May 21, 2009 from an order of the US District Court Order of Judge Brian M. Cogan dated 05/11/2009, which denied Plaintiff's reasonable request to reopen the case based upon the failure to consummate a settlement between the parties.

The entire contents of the District Court file as stated on the District Court's Docket Sheet, Case No. 1:08-cv-00671-BMC-JMA.

Respectfully Submitted

Dated: May 21, 2009  
Spring Valley, NY 10977

\_\_\_\_\_  
/s/ Joshua N. Bleichman  
Law Office of Joshua N. Bleichman,  
268 West Route 59  
Spring Valley, NY 10977  
(845) 425-2510